

**CITY OF FRANKLIN
COMMON COUNCIL MEETING
MAY 16, 2006
MINUTES**

ROLL CALL	A.	The regular meeting of the Common Council was held on May 16, 2006 and called to order at 6:37 p.m. by Mayor Taylor in the Franklin City Hall Council Chambers, 9229 W. Loomis Road, Franklin, Wisconsin. On roll call, the following were in attendance: Aldermen Olson, Solomon, Hammelman, Kosovich, Sohns and Skowronski. Also present were City Engineer Bennett, City Attorney Wesolowski and Director of Clerk Services Wesolowski.
CITIZEN COMMENT	B-1.	Citizen comment period was opened at 6:38 p.m. and closed at 6:38 p.m.
PROCLAMATION	B-2a.	Director of Clerk Services Wesolowski read a Mayoral proclamation for National Safe Boating Week.
EMERGENCY MEDICAL SERVICES	B-2b.	Mayor Taylor updated the Council on the Emergency Medical Services Host Community contract.
50TH ANNIVERSARY	B-2c.	An update was presented on the 50th Anniversary walk/run held May 13, 2006.
FIREFIGHTERS DUTIES	F-2d.	Mayor Taylor acknowledged a letter from Fire Chief Martins recognizing firefighters' duties at 5/07/06 fire.
LITTLE LEAGUE	F-2e.	Mayor Taylor announced the upcoming May 21, 2006 Franklin Little League Pavilion grand opening.
NATIONAL NIGHT- OUT	F-2f.	Mayor Taylor announced the upcoming July 31, 2006 National Night Out Kick-Off celebration.
OPERATION FREEDOM 2006	F-2g.	Mayor Taylor announced the upcoming July 2, 2006 Operation Freedom 2006 to be held at the Milwaukee County Zoo.
MINUTES- 5/02/06	F-1.	Alderman Skowronski moved to approve minutes of the regular meeting of May 2, 2006 as presented. Seconded by Alderman Kosovich. All voted Aye; motion carried.
CONSENT AGENDA	F-1.	Alderman Olson requested to remove the refuse and recycling bids from the consent agenda (Item F-1a.) Alderman Sohns then moved to approve the following consent agenda items:
LEGEND PARK PARK FEE	b.	Waive refund park permit fees for rental of Legend park and St. Martins Fair permit fee for Franklin Lions Club for 2006;
XAVERIAN MISSIONARIES	c.	Waive the \$200 temporary advertising sign permit fees for Xaverian Missionaries. Approval of consent items seconded by Alderman Hammelman. All voted Aye; motion carried.

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| REFUSE AND
RECYCLING | F-1a. | It was then moved by Alderman Olson to direct staff to proceed with bids for the refuse and recycling for the years 2007, 2008 and 2009 based on the previous contract with corrections. Seconded by Alderman Sohns. All voted Aye; motion carried. |
| RES. 2006-6082
AGREEMENT-
WHEATON
FRANCISCAN
HEALTHCARE
CENTER | F-2. | Alderman Kosovich moved to adopt Resolution No. 2006-6082, A RESOLUTION AUTHORIZING THE EXECUTION OF AND PARTICIPATION IN THE DEVELOPMENT AGREEMENT FOR THE DEVELOPMENT OF THE WHEATON FRANCISCAN HEALTHCARE CENTER AND RELATED PERMISSIONS AND APPROVALS, BY WHEATON FRANCISCAN HEALTHCARE-FRANKLIN, INC., BY COVENANT HEALTHCARE SYSTEM, INC., INSTEAD OF WHEATON FRANCISCAN SERVICES, INC. Seconded by Alderman Sohns. All voted Aye; motion carried. |
| LIONS LEGEND
PARK MEMORIAL | F-3. | Alderman Sohns moved to approve the request from Life Scout (Franklin Boy Scout Troop 531) Derek McElroy to build a memorial for American Soldiers on City-owned land and request Park Commission to recommend a location to the Plan Commission and further moved to approve request for waiver of \$125.00 for a site plan application. Seconded by Alderman Solomon. All voted Aye; motion carried. |
| RES. 2006-6083
GRANT-
ST. MARTINS BIKE
AND HIKING TRAIL | F-4. | Alderman Solomon moved to adopt Resolution No. 2006-6083, A RESOLUTION AUTHORIZING OFFICIALS TO APPLY FOR A STEWARDSHIP GRANT TO THE EXTENSION OF THE ST. MARTINS BIKE AND HIKING TRAIL. Seconded by Alderman Sohns. All voted Aye; motion carried. |
| FIRE ENGINE
REPLACEMENT | F-5. | Alderman Solomon moved to approve early replacement in 2006 of Fire Engine #203 due to the frame problem, as recommended by the Finance Committee, from the Equipment Replacement Fund in the amount not to exceed \$318,000 with payment at completion and delivery of the fire engine. Seconded by Alderman Hammelman. All voted Aye; motion carried. |
| RES. 2006-6084
SPECIAL USE
EXTENSION-W.
FOREST HOME
AVENUE | F-6. | Alderman Skowronski moved to adopt Resolution No. 2006-6084, A RESOLUTION GRANTING AN EXTENSION OF TIME TO ESTABLISH A SPECIAL USE AS A VETERINARY CLINIC WITH AN INDOOR BOARDING KENNEL GRANTED UNDER RESOLUTION NO. 2005-5889 TO AUGUST 1, 2006 (11222 W. Forest Home Avenue). Seconded by Alderman Sohns. All voted Aye; motion carried. |
| S. 31ST
STREET | F-7.
F-8. | Alderman Sohns moved to table a final resolution directing installation of, payment and levy of special assessment for installing sanitary sewer and water main and laterals on S. 31st Street from 2200 feet north of W. Drexel Avenue to 700 feet north of W. Minnesota Avenue and a resolution awarding bid to the lowest bidder for S. 31st Street extension including sanitary sewer |

S. 31ST
STREET-CONTINUED

and water main between W. Rawson Avenue and a point 2200 feet north of W. Drexel Avenue. Seconded by Alderman Hammelman. All voted Aye; motion carried.

RES, 2006-6085
EASEMENT-
S. 31ST STREET

F-9. Alderman Hammelman moved to adopt Resolution No. 2006-6085, A RESOLUTION AUTHORIZING CERTAIN OFFICIALS TO ACCEPT A TEMPORARY ACCESS AND FILL EASEMENT AGREEMENT TO WATER EXCESS STRUCTURAL SOIL FOR THE EXTENSION OF S. 31ST STREET FROM W. RAWSON AVENUE TO A POINT APPROXIMATELY 1/2 MILE SOUTH OF W. RAWSON AVENUE. Seconded by Alderman Solomon. All voted Aye; motion carried.

RES. 2006-6086
S. 31ST STREET
RELOCATION COSTS

F-10. Alderman Hammelman moved to adopt Resolution No. 2006-6086, A RESOLUTION AUTHORIZING PAYMENT TO WE ENERGIES FOR COSTS ASSOCIATED WITH TWO FACILITY RELOCATIONS ALONG FUTURE S. 31ST STREET AT W. RAWSON AVENUE AND W. MINNESOTA AVENUE. Seconded by Alderman Sohns. All voted Aye; motion carried.

MONTICELLO
GARDENS

F-11. Alderman Skowronski moved to reimburse Franklin Ventures, LLC for oversizing water main constructed as part of Monticello Gardens, reimbursement of \$155,371.00 to be paid in five annual payments of \$31,074.20, and for sanitary sewer oversizing reimbursement of \$248,310.36 in a one time payout. Seconded by Alderman Solomon. All voted Aye; motion carried.

CLOSED SESSION-
S. 27TH STREET
CORRIDOR

F-12. Alderman Skowronski moved to enter closed session at 7:30 p.m. pursuant to §19.85(1)(e), Wis. Stats., for market competition and bargaining reasons, to deliberate and negotiate terms relating to the potential development of property(ies) within the South 27th Street Corridor Plan Project Area, and the investing of public funds and governmental actions in relation thereto and to effect such development, including the terms and provisions of a development agreement for the development of property(ies) within a tax incremental district, and to reenter open session at the same place thereafter to act on such matters discussed therein as it deems appropriate. Seconded by Alderman Hammelman. On roll call, all voted Aye. Motion carried.

The Common Council reentered open session at 7:59 p.m.

RES. 2006-6087
DEVELOPMENT
AGREEMENT-
NORTHWESTERN
MUTUAL

Alderman Hammelman moved to adopt Resolution 2006-6087, A RESOLUTION AUTHORIZING CERTAIN OFFICIALS TO EXECUTE A DEVELOPMENT AGREEMENT FOR THE DEVELOPMENT OF THE NORTHWESTERN MUTUAL FRANKLIN CAMPUS PROJECT—PHASE II (THE NORTHWESTERN MUTUAL LIFE INSURANCE COMPANY). Seconded by Alderman Sohns. On roll call, all voted Aye. Motion carried.

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RES. 2006-6088
S. 31ST STREET
EXTENSION

Alderman Hammelman moved to adopt Resolution 2006-6088, A RESOLUTION AUTHORIZING THE SUBMISSION OF A WISCONSIN DEPARTMENT OF TRANSPORTATION'S FACILITIES FOR ECONOMIC ASSISTANCE TEA GRANT APPLICATION PERTAINING TO THE EXTENSION OF SOUTH 31ST STREET AND THE NORTHWESTERN MUTUAL FRANKLIN CAMPUS PROJECT – PHASE II. Seconded by Alderman Skowronski. On roll call, all voted Aye. Motion carried.

CLOSED SESSION-
S. 27TH STREET

F-13. Alderman Kosovich to revise the offering price for Parcel 2 and 5 as described in documents for right-of-way for the reconstruction of West Oakwood Road. Seconded by Alderman Olson. All voted Aye; motion carried.

DAMAGE TO
VEHICLE CLAIM

F-14. Alderman Olson moved to deny the claim of James Brandt, pursuant to Wisconsin Statutes 893.80(1g) for disallowance of claim, as recommended for denial by Midwest Claims Service. Seconded by Alderman Solomon. All voted Aye; motion carried.

APPOINTMENTS

G-1. Alderman Sohns moved to confirm the Mayoral appointment of Carol Brunner, term expires 4/30/09, to the Personnel Committee. Seconded by Alderman Kosovich. On roll call, all voted Aye. Motion carried.

Alderman Skowronski moved to confirm the Mayoral appointment of Alderman Pete Kosovich, term expires 4/30/07, to the License Committee. Seconded by Alderman Olson. On roll call, all voted Aye. Motion carried.

Alderman Solomon moved to confirm the Mayoral appointment of Elvin Rivera, term expires 4/30/08, to the Technology Commission. Seconded by Alderman Olson. On roll call, all voted Aye. Motion carried.

Alderman Skowronski moved to confirm the Mayoral appointment of Donald Adams (alternate member), term expires 4/30/09, to the Board of Zoning and Building Appeals. Seconded by Alderman Kosovich. On roll call, all voted Aye. Motion carried.

Alderman Skowronski moved to confirm the Mayoral appointment of David Cieszynski (alternate member), term expires 4/30/09, to the Architectural Board. Seconded by Alderman Sohns. On roll call, all voted Aye. Motion carried.

LICENSES

H-1. Alderman Hammelman moved to grant the following licenses subject to meeting all licensing requirements:

Class B Combination to Casa Di Giorgio, Agent: Rex Idrizi, 3137 W. Rawson Avenue subject to satisfactory inspections;

**LICENSES-
CONTINUED**

Extraordinary Entertainment & Amusement Event to Wild Breed Saloon-Poker Run, Cynthia Grimscheid, 11430 W. Swiss Street on 5/27/06 with the condition that Department of Public Works put up "No Parking" sign in front of 11447 W. Swiss Street; Great Midwest Relay, Joe Pulizzano on 6/9 & 6/10/06 and Stay Tuned-Car Show, John Melendrez, 11320 W. Forest Home Avenue on 6/3/06;

Operator (2005-06) License to: Pamela J. Brys, 1833 W. Meyer Lane, Oak Creek; Thomas N. Cane, 5432 Olympia Drive, Greendale; Carolyn Parker, 2845 N. Pierce Street, Milwaukee; Spring R. Schermer, 3235 S. Springfield Avenue, Milwaukee and Kappy H. Spoon, 552 S. Towne Drive, South Milwaukee;

Operator (2006-07) License to: Megan, Kuchta, 4040 S. 43rd Street, Greenfield; Jeffrey M. Belski, 510 Montana Avenue, South Milwaukee with warning letter from City Clerk; Susan M. Belski, 510 Montana Avenue, South Milwaukee; Christopher Erickson, 1132 River Park Circle, Mukwonago; Bret D. Gagliano, 7952 W. Imperial Drive; Eric M. Gagliano, 10415 W. Plum Tree Circle, Hales Corners; Maxine J. Godec, 5160 S. Oakridge Drive, New Berlin; Halina Grochowski, 10407 S. George Drive, Oak Creek; Ashley L. Hanley, 1009 W. Morgan Avenue, Milwaukee; Erin K. Hanley, 1009 W. Morgan Avenue, Milwaukee; Ricky a. Huffer, 11430 W. Swiss Street; Sarah B. Keuer, 3940 S. Tara Hill Drive, Greenfield; Julie A. Kleczka, 2137 W. College Avenue, Oak Creek; Elyse C. Kohlbeck, 6766 S. Highfield Drive, Oak Creek; James Koutromanos, 8232 S. 88th Street; Jill H. Lake, W135 S7013 Hale Park Drive, Muskego; Ashley M. Martin, 5989 Teakwood Drive, Greendale; Jessica R. Palma, 3455 S. 56th Street, Milwaukee; Peter J. Punzel, 1112 Sycamore Avenue, South Milwaukee; Rochelle M. Redmond, 10248 S. Beacon Hill Drive; Joel A. Reindl, 5409 S. Nicholson Avenue, Cudahy; Jeffrey P. Ross, 6250 S. 51st Street, Greendale; Jason J. Rukstad, 3568 S. 33rd Street, Greenfield; Rachel N. Schelske, 6225 S. 39th Street, Greenfield; Eric J. Schmidling, 1319A Menomonee Avenue, South Milwaukee; Joseph Ty, 4831 S. 23rd Street, Milwaukee; Kathleen R. Wegner, 26545 Nordic Ridge Drive, Wind Lake and Andrea L. Werlinger, 7275 S. 37th Place;

Temporary Entertainment & Amusement to Civic Celebration, Robert Knackert, 9229 W. Loomis Road on 7/1-7/4/06;

Fee waiver-Temporary Entertainment & Amusement to Civic Celebration on 7/1-7/4/06, 9229 W. Loomis Road with the exception of City expenses incurred;

and also moved to hold Operator License for Sharon R. Neddef, 3355 Marina Road, South Milwaukee subject to appearing before the License Committee;

LICENSES-
CONTINUED

and also moved to hold Class A Combination License for Midtown Citgo, Amar R. Nath, 11123 W. Forest Home Avenue subject to satisfactory inspections;

and also moved to deny Operator License for Patricia E. Gimler, 10227 Parkedge Circle, for law offender related to license contrary to §125.04(50(a)1., Stats;

and also moved to deny fee waiver for temporary food & soda license for Southern Milwaukee County Crime Stoppers, Inc., at Wal-Mart, 6701 S. 27th Street on 4/15/06 as they are not a Franklin not-for-profit organization;

and also moved to deny fee waiver for temporary food & soda license for Stay Tuned – fund raiser for St. Martin of Tours at 11320 W. Forest Home Avenue on 6/3/06 (car show food). Seconded by Alderman Kosovich. All voted Aye; motion carried.

BILLS

- I-1. Alderman Kosovich moved to approve net City vouchers in the range of Nos. 115902 thru 116047 in the amount of \$3,011,442.11. Seconded by Alderman Olson. On roll call, all voted Aye. Motion carried.

Alderman Olson moved to approve net payroll of May 12, 2006 in the amount of \$376,362.51. Seconded by Alderman Solomon. All voted Aye; motion carried.

ADJOURNMENT

- J. Alderman Hammelman moved to adjourn the meeting at 8:32 p.m. Seconded by Alderman Sohns. All voted Aye; motion carried.